

### DETAILED ACTION

The examiner has determined that a typo was made in the examiner's amendment mailed on 7/29/08. The typo was the examiner's amendment that recited:

**Claim 18, line 2:** after "computing", delete "unit" and insert - - device - - .

This is a supplemental examiner's amendment to correct the typo. The amendment noted above has been deleted.

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Robert F. Bodi (Reg. No. 48540) on 7/1/08.

**The claims are to be amended as follows:**

**Claim 1 should be amended to recite:**

An apparatus for fitting a hearing device which is worn by an individual, said apparatus comprising:

a data entry device;

a computing device connected on an input side with a connection for connecting to said data entry device and on an output side with a connection for a hearing device adjusting input,

an audio storage medium play-back unit storing a plurality of audio tracks with audio test signals and having a control input connected to another output of said computing device and having an audio output connectable to a loud speaker unit input, and

a storage device for storing a plurality of individual assessment data and ~~previously experienced audio track data~~ audio test signals experienced by the individual, wherein

said individual assessment data is entered into said data entry device based on perceptions of said individual wearing said hearing device and listening to one of said audio tracks, ~~with~~ said individual assessment data ~~and said audio test signals experienced by the individual~~ being stored in said storage device, and further wherein

said computing device computes a control signal based on said stored plurality of individual assessment data and ~~said~~ stored audio test signals experienced by the individual ~~previously experienced audio track data~~, wherein said control signal is applied to said other output of said computer device, and said control signal is used for automatically selecting another one of said audio tracks.

**Claim 20 should be amended to recite:**

A hearing device fitting arrangement comprising:  
an audio storage medium playback unit including:  
an audio storage medium having a plurality of storage segments each for storing audio test signals representing common daily experiences;

a control input having a selection input for selecting any of said plurality of storage segments; and  
an audio output;  
a loudspeaker operationally connectable to said audio output of said playback unit;  
a storage device for storing a plurality of assessment data and audio test signals experienced by the individual ~~previously experienced audio track data~~; and  
a computing unit including:  
a data input for data entry by an individual carrying said hearing device to be fitted, said data input for said individual to input said assessment data for assessing said hearing device during playback of one of said storage segments for storing in said storage device,  
a hearing device output for operationally connecting to the hearing device, and  
an audio control output for operationally connecting to said control input of said audio storage medium playback unit;  
wherein said computing unit is adapted to compute a control signal for said audio control output in dependency upon said stored plurality of assessment data and said stored audio test signals experienced by the individual ~~previously experienced audio track data~~, thereby automatically selecting another one of the plurality of storage segments.

**Claim 22 should be amended to recite:**

A hearing device fitting device comprising:  
an audio storage medium playback unit including:  
a control input having a selection input for selecting one of a plurality of storage segments on an audio storage medium, wherein said storage segments each include audio signals representing common daily

experiences; and  
an audio output;  
a loudspeaker operationally connectable to said audio output of said playback unit;  
a storage device for storing a plurality of assessment data and audio test signals experienced by the individual ~~previously experienced audio track data~~; and  
a computing unit including:  
a data input for data entry of said assessment data by an individual carrying a hearing device to be fitted for storing in said storage device,  
a hearing device output for operationally connecting to the hearing device for programming said hearing device, and  
an audio control output for operationally connecting to said control input of said audio storage medium playback unit;  
wherein said computing unit computes a control signal to said audio control output in dependency upon said stored plurality of assessment data and said stored audio test signals experienced by the individual ~~previously experienced audio track data~~ for automatically selecting one of said plurality of storage segments depending on signals applied to said data input.

**Claims 23-28: CANCEL.**

**Claims 12-17,19, lines 1-2:** Replace " The hearing device fitting device according to claim 1 " with - - The apparatus for fitting a hearing device according to claim 1 - - .

**Claims 18, lines 1-2:** Replace " The hearing device fitting device according to claim 17 " with - - The apparatus for fitting a hearing device according to claim 17 - - .

**Claim 16, lines 9,12,13,16,19 and 21:** after "computing", delete "unit" and insert  
-- device -- .

**Claim 17, line 2:** after "computing", delete "unit" and insert -- device -- .

**Claim 19, line 7:** after "computing", delete "unit" and insert -- device -- .

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to DEVONA E. FAULK whose telephone number is (571)272-7515. The examiner can normally be reached on 8 am - 5 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vivian Chin can be reached on 571-272-7848. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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